

FILED
UNITED STATES DISTRICT COURT
07 NOV -2 AM 11:50

SOUTHERN DISTRICT OF CALIFORNIA

BY: *[Signature]* DEPUTY

ARREST ON OUT-OF-DISTRICT OFFENSE

'07 MJ 25 85
CASE NUMBER: _____

The person charged as BOOTH, Kevin W. now appears before this United States District Court for an initial appearance as a result of the following charges having been filed in the United States District Court for the Western District of Tennessee (Memphis) on 08/12/05 with: Title 18 USC 3565 in violation of:

SUPERVISED RELEASE VIOLATION

The charging documents and the warrant for the arrest of the defendant which was issued by the above United States District Court are attached hereto.

I hereby swear under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information and belief.

DATED: 11/02/07


Gerald Davis
CI -Deputy United States Marshal

Reviewed and Approved

DATE:

Assistant United States Attorney

[Signature]
ppm

12036-076
7/10/02

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

United States of America

v.

WARRANT FOR ARREST

KEVIN W. BOOTH

Case Number: 2:89CR20119-B

To: The United States Marshal and
any Authorized United States Officer

YOU ARE HEREBY COMMANDED to arrest Kevin W. Booth and bring him or her
forthwith to the nearest Magistrate Judge to answer a

Petition on Probation and Supervised Release

charging him or her with (brief description of offense)

Violation of Conditions of Supervised Release

In violation of Title 18, United States Code, Section(s) 3565

Thomas M. Gould

Name of Issuing Officer

Alchley

Signature of Issuing Officer/Deputy Clerk

Clerk of Court

Title of Issuing Officer

05 AUG 15 2005

WESTERN DISTRICT OF TENNESSEE

August 12, 2005 Memphis, Tennessee

Bail fixed at \$ _____

By _____
Name of Judicial Officer

RETURN

This Warrant was received and executed with the arrest of the above-named defendant at _____

Date Received:

Names and Title of Arresting Officer

Signature of Arresting officer

Date of Arrest _____

UNITED STATES DISTRICT COURT

for

WESTERN DISTRICT OF TENNESSEEWESTERN DIVISIONU.S.A. vs. Kevin W. BoothDocket No. 2:89-CR 20219 - BFILED BY CG D.C.
05 AUG 10 AM 10:18THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
WD OF TENNESSEE**Petition on Probation and Supervised Release**

COMES NOW Michelle R. Sims PROBATION OFFICER OF THE COURT presenting an official report upon the conduct and attitude of Kevin W. Booth, who was placed on supervision by the Honorable Odell Horton sitting in the Court at Memphis, Tennessee, on the 10th day of May, 1990 who fixed the period of supervision at three (3) years*, and imposed the general terms and conditions theretofore adopted by the Court and also imposed Special Conditions and terms as follows:

* Term of Supervised Release began on November 3, 2004, in the Northern District of California.

RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:
(If short insert here; if lengthy write on separate sheet and attach)

The defendant shall not commit another federal, state or local crime.

Mr. Booth was arrested by the San Jose, California Police Department after a routine traffic stop revealed the defendant was driving under the influence of a controlled substance. A subsequent search of the vehicle revealed a small baggy containing cocaine. The defendant was charged with Possession of a Controlled Substance (felony) and Being Under the Influence of Cocaine and Methamphetamine (misdemeanor). The defendant is presently in state custody with a Court date of August 2, 2005.

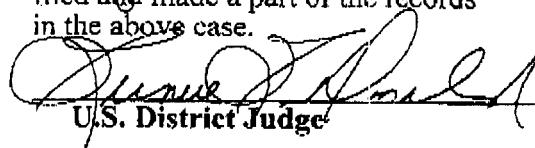
PRAYING THAT THE COURT WILL ORDER that a WARRANT be issued for Kevin W. Booth to answer charges of Supervised Release violations.

BOND: _____

ORDER OF COURT

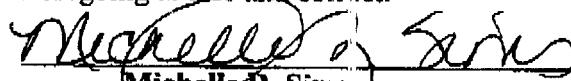
Considered and ordered this 9th day

of August 2005 and ordered
filed and made a part of the records
in the above case.


U.S. District Judge

CERTIFIED TRUE COPY
THOMAS M. GOULD, CLERK
U.S. DISTRICT COURT
CLERK
DEPUTY CLERK

I declare under the penalty of perjury that the
foregoing is true and correct.


Michelle R. Sims
U.S. Probation Officer

Place: Memphis, TN

Date: July 26, 2005

This document entered on the docket sheet in compliance
with Rule 55 and/or 32(c) FBCrP on 8-12-05

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VIOLATION WORKSHEET1. Defendant Kevin W. Booth (Incarcerated: San Jose, California)2. Docket Number (Year-Sequence-Defendant No.) 2:89CR202193. District/Office Western District of Tennessee (Memphis)4. Original Sentence Date 5 / 10 / 90
month day year

(If different than above):

5. Original District/Office _____

6. Original Docket Number (Year-Sequence-Defendant No.) _____

7. List each violation and determine the applicable grade (see §7B1.1):

<u>Violation(s)</u>	<u>Grade</u>
• <u>New Criminal Conduct: Possession of a Controlled Substance (Felony)</u>	<u>B</u>
• <u>New Criminal Conduct: Being Under the Influence of Cocaine/Methamphetamine (Misdemeanor)</u>	<u>C</u>
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
8. Most Serious Grade of Violation (see §7B1.1(b))	<u>B</u>
9. Criminal History Category (see §7B1.4(a))	<u>VI</u>
10. Range of imprisonment (see §7B1.4(a))	<u>21 - 27 months</u>

Statutory maximum sentence: 60 months

11. Sentencing Options for Grade B and C Violations Only (Check the appropriate box):

{ } (a) If the minimum term of imprisonment determined under §7B1.4 (Term of Imprisonment) is at least one month but not more than six months, §7B1.3(c)(1) provides sentencing options to imprisonment.

{ } (b) If the minimum term of imprisonment determined under §7B1.4 (Term of Imprisonment) is more than six months but not more than ten months, §7B1.3(c)(2) provides sentencing options to imprisonment.

(c) If the minimum term of imprisonment determined under §7B1.4 (Term of Imprisonment) is more than ten months, no sentencing options to imprisonment are available.

Mail documents to: United States Sentencing Commission, 1331 Pennsylvania Avenue, N.W.
Suite 1400, Washington, D.C., 20004, Attention: Monitoring Unit

MIP

Defendant: Kevin W. Booth

12. Unsatisfied Conditions of Original Sentence

List any restitution, fine, community confinement, home detention, or intermittent confinement previously imposed in connection with the sentence for which revocation is ordered that remains unpaid or unserved at the time of revocation (see §7B1.3(d)).

Restitution (\$) N/A

Community Confinement N/A

Home Detention N/A

Other _____ N/A

Intermittent Confinement N/A

13. Supervised Release

If probation is to be revoked, determine the length, if any, of the term of supervised release according to the provisions of §§5D1.1-1.3 (see §§7B1.3(g)(1)).

Term: N/A to N/A years

If supervised release is revoked and the term of imprisonment imposed is less than the maximum term of imprisonment impossible upon revocation, the defendant may, to the extent permitted by law, be ordered to recommence supervised release upon release from imprisonment (see 18 U.S.C. §3583(e) and §7B1.3(n)(2)).

Period of supervised release to be served following release from imprisonment:

14. Departure

List aggravating and mitigating factors that may warrant a sentence outside the applicable range of imprisonment.

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15. Official Detention Adjustment [see §7B1.3(e)]: _____ months _____ days

Mail documents to: United States Sentencing Commission, 1331 Pennsylvania Avenue, N.W.
Suite 1400, Washington, D.C., 20004, Attention: Monitoring Unit